

04-11-07

Attorney Docket No. 59150-8023.US00



Express Mail Label No. EV 326 985 760 US

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICATION OF: TOHYAMA *et al.*

APPLICATION No.: 10/633,423

FILED: July 31, 2003

FOR: COMPOSITION AND METHOD FOR  
NERVE REGENERATION

EXAMINER: Kolker, Daniel L.

ART UNIT: 1649

CONF. NO: 3705

**Supplemental Information Disclosure Statement After Final Action or  
Notice of Allowance but Before Payment of Issue Fee – 37 CFR 1.97(d)**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**1. Timing of Submission**

This information is being filed *after* a final Office action or a Notice of Allowance, whichever occurs first, but before payment of the Issue Fee.

**2. Cited Information**

A copy of reference 1 can be found in corresponding U.S. application 10/427,741, filed April 30, 2003, of which this application claims priority under 35 U.S.C. §120, and thus is not being submitted (see C.F.R. §

04/11/2007 CNGUYEN2 00000087 50267 10633423  
F.98(d)).

01 FC:1806 180.00 DA

**3. Effect of Information Disclosure Statement (37 C.F.R. § 1.97(h))**

This Information Disclosure Statement is not to be construed as a representation that: (i) a search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the cited information is, or is considered to be, material to patentability. In addition, applicant does not admit that any enclosed item of information constitutes prior art to the subject invention and specifically reserves the right to demonstrate that any such reference is not prior art.

4. Petition – 37 CFR 1.97(d)

Applicant petitions the Patent and Trademark Office to accept this Information Disclosure Statement in light of the certification under 37 CFR 1.97(e) below, and payment of the fee under 37 CFR 1.97(d)(2).

5. Certification Under 37 CFR 1.97(e) (check one)

In accordance with 37 CFR 1.97(e)(2), the undersigned hereby states that no item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart foreign application, or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in 37 CFR 1.56(c), more than three months prior to the filing of this statement.

6. Fee Payment – 37 CFR 1.97(d)(2)

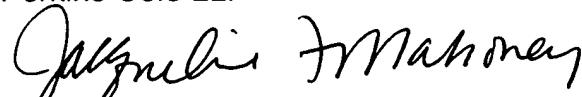
Check enclosed for \$180.00 Information Disclosure Statement Fee as set forth in 37 CFR §1.17(p).

Please charge any underpayment for timely filing of this paper to Deposit Account No. 50-2207.

7. Patent Term Adjustment (37 C.F.R. § 1.704(d))

The undersigned states that each item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this statement. 37 C.F.R. § 1.704(d).

Respectfully submitted,  
Perkins Coie LLP



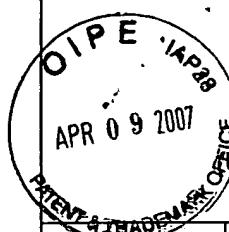
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The PTO did not receive the following  
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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

Form PTO-1449 (Modified)  
(Use several sheets if necessary)

**COMPLETE IF KNOWN**

Application Number	10/633,423
Confirmation Number	3705
Filing Date	July 31, 2003
First Named Inventor	Masaya, Tohyama
Group Art Unit	1649
Examiner Name	Kolker, Daniel E.

Attorney Docket No. 59150-8023.US00

Sheet 1 of 1

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No.	U.S. Patent or Application		Name of Patentee or Inventor of Cited Document	Date of Publication or Filing Date of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Office	NUMBER			

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No.	Foreign Patent or Application			Name of Patentee or Applicant of Cited Document	Date of Publication or Filing Date of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
		Office	NUMBER	Kind Code (if known)				

**OTHER PRIOR ART-NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume issue number(s), publisher, city and/or country where published.	T
1.		Beattie, <i>Progress in Brain Research</i> , 137:37-47 (2002).	

EXAMINER	DATE CONSIDERED
*EXAMINER: Initial if reference considered, whether or not criteria is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to application(s).	